

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

WILLIAM L. SCHOEN, et al.,

Plaintiffs,

v.

ATI INC., *et al.*,

Defendants.

Civil Action No. 2:24-cv-01109-KT

**PLAINTIFFS' UNOPPOSED MOTION FOR LEAVE TO FILE A CONSOLIDATED  
OPPOSITION TO DEFENDANTS' MOTIONS TO DISMISS**

Plaintiffs move the Court for leave to file a single consolidated opposition to Defendants' motions to dismiss of up to 60 pages, rather than two separate opposition briefs, in order to streamline the parties' motion to dismiss briefing. The parties have conferred, and Defendants do not oppose Plaintiffs filing a consolidated opposition brief of no more than 60 pages.

The ATI Defendants and State Street Global Advisors Trust Co. have separately moved to dismiss the complaint. *See* ECF Nos. 55, 57. The briefing schedule established a 35-page limit for the ATI Defendants' brief and Plaintiffs' opposition, and a 30-page limit for State Street's brief and Plaintiffs' opposition. ECF No. 51. The Defendants filed their respective briefs on January 27, 2025. ECF No. 55 ("SSGA Br."); ECF No. 58 ("ATI Br."). The briefs substantially overlap and address many of the same issues. *See, e.g.*, SSGA Br. at 1 (State Street joining in all of ATI's arguments); *id.* at 3–4, 18 n.33, 28–30 & nn. 55–56 (State Street incorporating and relying on specific arguments made by the ATI Defendants); ATI Br. at 7 n.18, 18 n.39, 24–26 (ATI Defendants borrowing State Street's arguments). Defendants' briefs are collectively 65 pages with a combined total of 108 footnotes, not including the additional arguments they borrow from one

another. Nevertheless, to avoid redundant briefing, Plaintiffs seek to file a single, consolidated opposition of up to 60 pages, five pages less than if Plaintiffs were to file separate briefs of 30 and 35 pages, respectively. ECF No. 51. Accordingly, granting Plaintiffs' request will streamline the briefing and promote judicial economy.

For these reasons, Plaintiffs request that the Court grant them leave to file a single consolidated opposition to Defendants' motions to dismiss, which shall not exceed 60 pages.

Dated: February 21, 2025

/s/ Sean E. Soyars

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### **CERTIFICATE OF CONFERRAL**

In accordance with Section II(A) of Judge Taylor's Practices and Procedures, Plaintiffs hereby certify that their counsel met and conferred with counsel for Defendants prior to filing this motion.

/s/ Sean E. Soyars